

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE:	§	
PORTER DEVELOPMENT	§	CASE NO. 15-31305-H5-7
PARTNERS, LLC	§	(Lowest Number)
WB MURPHY ROAD	§	CASE NO. 15-31307-H3-7
DEVELOPMENT, LLC	§	
WB REAL ESTATE	§	CASE NO. 15-31770-H1-7
HOLDINGS, LLC	§	
WALLACE BAJJALI	§	CASE NO. 15-31772-H1-7
INVESTMENT FUND II, LP	§	

**EXPEDITED UNOPPOSED MOTION TO ABATE PRE-TRIAL
DEADLINES AND TO SCHEDULE HEARING ON TRUSTEE'S
MOTION FOR SUMMARY JUDGMENT**

TO THE HONORABLE EDUARDO RODRIQUEZ, U.S. BANKRUPTCY JUDGE:

COMES NOW Lowell T. Cage, Chapter 7 Trustee (the "Trustee") for the estates of Porter Development Partners LLC ("Porter Development"), WB Murphy Road Development LLC ("Murphy Road"), WB Real Estate Holdings LLC ("WB Holdings"), and Wallace Bajjali Investment Fund II ("Fund II") (collectively the "Debtors"), and the other related Wallace Bajjali Debtors, and files his Expedited Unopposed Motion to Abate Pre-trial Deadlines and to Schedule Hearing on his Motion for Summary Judgment, and in support thereof respectfully shows the Court as follows:

ABATEMENT OF PRE-TRIAL DEADLINES

1. On April 9, 2021, Trustee filed his Motion for Summary Judgment on his Objections to the Late Filed Claims of the Taylor Claimants (the "MSJ Motion") (Doc. Nos. 659, 310, 126, and 122 in Debtors' cases); and the Taylor Claimants subsequently filed their Response to the MSJ Motion on April 23, 2021 (Doc. Nos. 672, 320, 136, and 132 in Debtors' cases).

Thereafter, the Trustee filed his Reply to the Response on May 7, 2021 (Doc. Nos. 676, 324, 140, and 136 in Debtors' cases). Presently, no hearing date is scheduled on the MSJ Motion.

2. As required by this Court's Scheduling Order entered on December 24, 2021 (Doc. Nos. 637, 306, 122, and 118 in Debtors' cases), the Trustee and the Taylor Claimants have thus far complied with the deadlines imposed on the parties therein. Currently, the parties are required to comply with remaining pre-trial deadlines set in the months of June and July pursuant to the Court's Scheduling Order as follows:

June 11	-	Witness and Exhibit Lists
June 25	-	Objections to Witness and Exhibits Lists
July 2	-	Face to Face Meeting
July 16	-	Pre-trial Order
July 27	-	Pre-trial Conference

3. To promote judicial economy and to avoid unnecessary costs for the Debtors' estates and the Taylor Claimants, the Trustee desires to abate the pre-trial deadlines until after the Court has conducted its hearing on the MSJ Motion. If convenient for the Court, counsel for the Trustee and the Taylor Claimants are available to appear for the hearing on the MSJ Motion during the weeks of June 21 and June 28 (with the exception of July 1 for Taylor Claimants' counsel) or thereafter. As required by the Court's procedures, the Trustee and the Taylor Claimants will appropriately submit their exhibits electronically prior to the evidentiary hearing on the MSJ.

RELIEF REQUESTED

4. Currently, the foregoing pre-trial deadlines in these contested matters remain scheduled in the months of June and July 2021. Until the Court has conducted its hearing on the MSJ Motion in these contested matters, the Trustee believes abatement of the remaining pre-trial

deadlines is warranted. The Taylor Claimants do not oppose abatement of the pre-trial deadlines or scheduling the hearing on the MSJ Motion as requested herein.

ACCORDINGLY, the Trustee requests an abatement of the remaining pretrial deadlines subject to further order of this Court and the scheduling of a hearing on his Motion for Summary, and for such other and further relief to which he may be justly entitled.

Respectfully submitted,

/s/ Theresa Mobley

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Certificate of Conference

I hereby certify that on May 27, 2021, I conferred by email with Tom Schmidt, counsel for the Taylor Claimants, regarding the relief requested herein. He is not opposed to the relief requested herein.

/s/ Theresa Mobley _____
Theresa Mobley

Certificate of Service

I certify that on May 28, 2021, a copy of the foregoing motion was served by electronic mail and by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas upon Tom Schmidt, counsel for the Taylor Claimants, and Peter Johnson, counsel for Bryan Stanley. .

/s/ Theresa Mobley _____
Theresa Mobley